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PTO/SB/01 (08-03)

Approved for use through 07/31/2006. OMB 0651-0032  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

## DECLARATION FOR UTILITY OR DESIGN PATENT APPLICATION (37 CFR 1.63)

Declaration Submitted With Initial Filing      OR       Declaration Submitted after Initial Filing (surcharge (37 CFR 1.16 (e)) required)

|                          |               |
|--------------------------|---------------|
| Attorney Docket Number   | BIOSTAR.04.01 |
| First Named Inventor     | Pranger       |
| <i>COMPLETE IF KNOWN</i> |               |
| Application Number       | 10/787,522    |
| Filing Date              | 2/26/2004     |
| Art Unit                 | 3761          |
| Examiner Name            |               |

**I hereby declare that:**

Each inventor's residence, mailing address, and citizenship are as stated below next to their name.

I believe the inventor(s) named below to be the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

Self-contained micromechanical ventilator

*(Title of the Invention)*

the specification of which

is attached hereto

**OR**

was filed on (MM/DD/YYYY) 02/26/2004 as United States Application Number or PCT International

Application Number 10/787,522 and was amended on (MM/DD/YYYY)   (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed.

| Prior Foreign Application Number(s) | Country | Foreign Filing Date (MM/DD/YYYY) | Priority Not Claimed     | Certified Copy Attached? Yes | Certified Copy Attached? No |
|-------------------------------------|---------|----------------------------------|--------------------------|------------------------------|-----------------------------|
|                                     |         |                                  | <input type="checkbox"/> | <input type="checkbox"/>     | <input type="checkbox"/>    |
|                                     |         |                                  | <input type="checkbox"/> | <input type="checkbox"/>     | <input type="checkbox"/>    |
|                                     |         |                                  | <input type="checkbox"/> | <input type="checkbox"/>     | <input type="checkbox"/>    |
|                                     |         |                                  | <input type="checkbox"/> | <input type="checkbox"/>     | <input type="checkbox"/>    |

Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

[Page 1 of 2]

This collection of information is required by 35 U.S.C. 115 and 37 CFR 1.63. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 21 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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## DECLARATION — Utility or Design Patent Application

Direct all correspondence to:  Customer Number: \_\_\_\_\_ OR  Correspondence address below

**Name**

Ms. Abanti Bhattacharyya Singla, Esq.

**Address**Bartunek & Bhattacharyya, Ltd.  
10420 Little Patuxent Parkway, Suite 405**City**

Columbia

**State**

MD

**ZIP**

21044

**Country**

USA

**Telephone**

(410) 964-9553

**Fax**

(410) 964-2660

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

**NAME OF SOLE OR FIRST INVENTOR:**

A petition has been filed for this unsigned inventor

**Given Name (first and middle [if any])**

L. Alex

**Family Name or Surname**

Pranger

**Inventor's Signature****Date**

7/11/04

**Residence: City**

Gaithersburg

**State**

MD

**Country**

USA

**Citizenship**

USA

**Mailing Address**  
18609 Phoebe Way**City**

Gaithersburg

**State**

MD

**ZIP**

20879

**Country**

USA

**NAME OF SECOND INVENTOR:**

A petition has been filed for this unsigned inventor

**Given Name (first and middle [if any])**

William P.

**Family Name or Surname**

Wiesmann

**Inventor's Signature****Date**

7/11/04

**Residence: City**

Washington

**State**

DC

**Country**

USA

**Citizenship**

USA

**Mailing Address**  
1231 28th Street NW**City**

Washington

**State**

DC

**ZIP**

20007

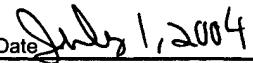
**Country**

USA

Additional inventors or a legal representative are being named on the 1 supplemental sheet(s) PTO/SB/02A or 02LR attached hereto.

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**DECLARATION****ADDITIONAL INVENTOR(S)  
Supplemental Sheet**Page 1 of 1

|   |             |   |                    |
|---|-------------|---|--------------------|
| <b>Name of Additional Joint Inventor, if any:</b>   |             | <input type="checkbox"/> A petition has been filed for this unsigned inventor               |                    |
| Given Name (first and middle (if any))  |             | Family Name or Surname  |                    |
| Adrian R.   |             | Urias   |                    |
| Inventor's Signature<br> |             | Date<br> |                    |
| Gaithersburg<br>Residence: City   | MD<br>State | USA<br>Country  | USA<br>Citizenship |
| 1022 Southern Night Lane<br>Mailing Address   |             |   |                    |
| Mailing Address   |             |   |                    |
| Gaithersburg<br>City  | MD<br>State | 20879<br>Zip  | USA<br>Country     |
| <b>Name of Additional Joint Inventor, if any:</b>   |             | <input type="checkbox"/> A petition has been filed for this unsigned inventor               |                    |
| Given Name (first and middle (if any))  |             | Family Name or Surname  |                    |
|   |             |   |                    |
| Inventor's Signature  |             | Date  |                    |
| Residence: City   | State       | Country   | Citizenship        |
| Mailing Address   |             |   |                    |
| Mailing Address   |             |   |                    |
| City  | State       | Zip   | Country            |
| <b>Name of Additional Joint Inventor, if any:</b>   |             | <input type="checkbox"/> A petition has been filed for this unsigned inventor               |                    |
| Given Name (first and middle (if any))  |             | Family Name or Surname  |                    |
|   |             |   |                    |
| Inventor's Signature  |             | Date  |                    |
| Residence: City   | State       | Country   | Citizenship        |
| Mailing Address   |             |   |                    |
| Mailing Address   |             |   |                    |
| City  | State       | Zip   | Country            |

This collection of information is required by 35 U.S.C. 115 and 37 CFR 1.63. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 21 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PTO/SB/81 (09-03)

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**POWER OF ATTORNEY  
and  
CORRESPONDENCE ADDRESS  
INDICATION FORM**

|                        |                                |
|------------------------|--------------------------------|
| Application Number     | 10/787,522                     |
| Filing Date            | 2/26/2004                      |
| First Named Inventor   | Pranger                        |
| Title                  | Self-contained micromechanical |
| Art Unit               | 3761                           |
| Examiner Name          |                                |
| Attorney Docket Number | BIOSTAR.04.01                  |

I hereby appoint:

Practitioners associated with the Customer Number:

|  |
|--|
|  |
|--|

OR

Practitioner(s) named below:

| Name                                  | Registration Number |
|---------------------------------------|---------------------|
| Ms. Abanti Bhattacharyya Singla, Esq. | 36,681              |
|                                       |                     |
|                                       |                     |
|                                       |                     |

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

Please recognize or change the correspondence address for the above-identified application to:

The address associated with the above-mentioned Customer Number:

OR

The address associated with Customer Number:

|  |
|--|
|  |
|--|

OR

Firm or Individual Name:

Ms. Abanti Bhattacharyya Singla, Esq.

Address:

Bartunek &amp; Bhattacharyya, Ltd.

Address:

10420 Little Patuxent Parkway, Suite 405

City:

Columbia

State:

MD

Zip:

21044

Country:

USA

Telephone:

(410) 964-9553

Fax:

(410) 964-2660

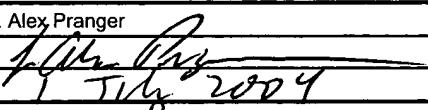
I am the:

Applicant/Inventor.

Assignee of record of the entire interest. See 37 CFR 3.71.

Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)

**SIGNATURE of Applicant or Assignee of Record**

|           |   |           |                |
|-----------|---|-----------|----------------|
| Name      | L. Alex Pranger   |           |                |
| Signature |  |           |                |
| Date      | 1 July 2004   | Telephone | (301) 428-9818 |

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below\*.

\*Total of 3 forms are submitted.

This collection of information is required by 37 CFR 1.31 and 1.33. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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**POWER OF ATTORNEY  
and  
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INDICATION FORM**

|                        |                                |
|------------------------|--------------------------------|
| Application Number     | 10/787,522                     |
| Filing Date            | 2/26/2004                      |
| First Named Inventor   | Pranger                        |
| Title                  | Self-contained micromechanical |
| Art Unit               | 3761                           |
| Examiner Name          |                                |
| Attorney Docket Number | BIOSTAR.04.01                  |

I hereby appoint:

Practitioners associated with the Customer Number:

|  |
|--|
|  |
|--|

OR

Practitioner(s) named below:

| Name                                  | Registration Number |
|---------------------------------------|---------------------|
| Ms. Abanti Bhattacharyya Singla, Esq. | 36,681              |
|                                       |                     |
|                                       |                     |
|                                       |                     |

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

Please recognize or change the correspondence address for the above-identified application to:

The address associated with the above-mentioned Customer Number:

OR

The address associated with Customer Number:

|  |
|--|
|  |
|--|

OR

Firm or Individual Name: Ms. Abanti Bhattacharyya Singla, Esq.

|           |  |       |                |           |
|-----------|--|-------|----------------|-----------|
| Address   | Bartunek & Bhattacharyya, Ltd.           |       |                |           |
| Address   | 10420 Little Patuxent Parkway, Suite 405 |       |                |           |
| City      | Columbia                                 | State | MD             | Zip 21044 |
| Country   | USA                                      |       |                |           |
| Telephone | (410) 964-9553                           | Fax   | (410) 964-2660 |           |

I am the:

Applicant/Inventor.

Assignee of record of the entire interest. See 37 CFR 3.71.  
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)

**SIGNATURE of Applicant or Assignee of Record**

|           |                    |
|-----------|--------------------|
| Name      | William P. Wiesman |
| Signature |                    |
| Date      | 7/1/04             |

Telephone (301) 428-9818

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\*Total of 3 forms are submitted.

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and  
CORRESPONDENCE ADDRESS  
INDICATION FORM**

|                               |                                |
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| <b>Application Number</b>     | 10/787,522                     |
| <b>Filing Date</b>            | 2/26/2004                      |
| <b>First Named Inventor</b>   | Pranger                        |
| <b>Title</b>                  | Self-contained micromechanical |
| <b>Art Unit</b>               | 3761                           |
| <b>Examiner Name</b>          |                                |
| <b>Attorney Docket Number</b> | BIOSTAR.04.01                  |

I hereby appoint:

Practitioners associated with the Customer Number:

OR

Practitioner(s) named below:

| Name                                  | Registration Number |
|---------------------------------------|---------------------|
| Ms. Abanti Bhattacharyya Singla, Esq. | 36,681              |
|                                       |                     |
|                                       |                     |
|                                       |                     |

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

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OR

The address associated with Customer Number:

OR

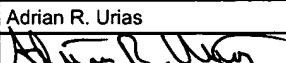
|                                     |  |                                       |                |     |       |
|-------------------------------------|--|---------------------------------------|----------------|-----|-------|
| <input checked="" type="checkbox"/> | Firm or Individual Name                  | Ms. Abanti Bhattacharyya Singla, Esq. |                |     |       |
| Address                             | Bartunek & Bhattacharyya, Ltd.           |                                       |                |     |       |
| Address                             | 10420 Little Patuxent Parkway, Suite 405 |                                       |                |     |       |
| City                                | Columbia                                 | State                                 | MD             | Zip | 21044 |
| Country                             | USA                                      |                                       |                |     |       |
| Telephone                           | (410) 964-9553                           | Fax                                   | (410) 964-2660 |     |       |

I am the:

Applicant/Inventor.

Assignee of record of the entire interest. See 37 CFR 3.71.  
*Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)*

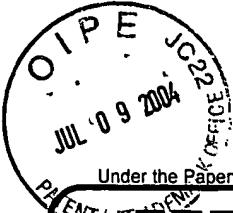
**SIGNATURE of Applicant or Assignee of Record**

|           |   |           |                |
|-----------|---|-----------|----------------|
| Name      | Adrian R. Urias   |           |                |
| Signature |  |           |                |
| Date      | July 1, 2004  | Telephone | (301) 428-9818 |

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below\*.

\*Total of 3 forms are submitted.

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# FEE TRANSMITTAL

## for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 65.00)

## Complete if Known

|                      |               |
|----------------------|---------------|
| Application Number   | 10/787,522    |
| Filing Date          | 2/26/2004     |
| First Named Inventor | Pranger       |
| Examiner Name        |               |
| Art Unit             | 3761          |
| Attorney Docket No.  | BIOSTAR.04.01 |

## METHOD OF PAYMENT (check all that apply)

 Check  Credit card  Money Order  Other  None
 Deposit Account:

|                        |  |
|------------------------|--|
| Deposit Account Number |  |
| Deposit Account Name   |  |

The Director is authorized to: (check all that apply)

- Charge fee(s) indicated below  Credit any overpayments  
 Charge any additional fee(s) or any underpayment of fee(s)  
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

## FEE CALCULATION

## 1. BASIC FILING FEE

| Large Entity           | Small Entity | Fee Code (\$)          | Fee Code (\$) | Fee Description | Fee Paid |
|------------------------|--------------|------------------------|---------------|-----------------|----------|
| 1001 770               | 2001 385     | Utility filing fee     |               |                 |          |
| 1002 340               | 2002 170     | Design filing fee      |               |                 |          |
| 1003 530               | 2003 265     | Plant filing fee       |               |                 |          |
| 1004 770               | 2004 385     | Reissue filing fee     |               |                 |          |
| 1005 160               | 2005 80      | Provisional filing fee |               |                 |          |
| SUBTOTAL (1) (\$ 0.00) |              |                        |               |                 |          |

## 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

| Total Claims | Independent Claims | Multiple Dependent | Extra Claims | Fee from below | Fee Paid |
|--------------|--------------------|--------------------|--------------|----------------|----------|
|              |                    |                    | -20** =      | X              | =        |
|              |                    |                    | - 3** =      | X              | =        |
|              |                    |                    |              |                |          |

| Large Entity           | Small Entity | Fee Description  |
|------------------------|--------------|--|
| 1202 18                | 2202 9       | Claims in excess of 20                                     |
| 1201 86                | 2201 43      | Independent claims in excess of 3                          |
| 1203 290               | 2203 145     | Multiple dependent claim, if not paid                      |
| 1204 86                | 2204 43      | ** Reissue independent claims over original patent         |
| 1205 18                | 2205 9       | ** Reissue claims in excess of 20 and over original patent |
| SUBTOTAL (2) (\$ 0.00) |              |  |

\*or number previously paid, if greater; For Reissues, see above

## 3. ADDITIONAL FEES

| Large Entity              | Small Entity | Fee Code (\$)  | Fee Code (\$) | Fee Description | Fee Paid |
|---------------------------|--------------|--|---------------|-----------------|----------|
| 1051 130                  | 2051 65      | Surcharge - late filing fee or oath  | 65.00         |                 |          |
| 1052 50                   | 2052 25      | Surcharge - late provisional filing fee or cover sheet                     |               |                 |          |
| 1053 130                  | 1053 130     | Non-English specification  |               |                 |          |
| 1812 2,520                | 1812 2,520   | For filing a request for ex parte reexamination                            |               |                 |          |
| 1804 920*                 | 1804 920*    | Requesting publication of SIR prior to Examiner action                     |               |                 |          |
| 1805 1,840*               | 1805 1,840*  | Requesting publication of SIR after Examiner action                        |               |                 |          |
| 1251 110                  | 2251 55      | Extension for reply within first month                                     |               |                 |          |
| 1252 420                  | 2252 210     | Extension for reply within second month                                    |               |                 |          |
| 1253 950                  | 2253 475     | Extension for reply within third month                                     |               |                 |          |
| 1254 1,480                | 2254 740     | Extension for reply within fourth month                                    |               |                 |          |
| 1255 2,010                | 2255 1,005   | Extension for reply within fifth month                                     |               |                 |          |
| 1401 330                  | 2401 165     | Notice of Appeal   |               |                 |          |
| 1402 330                  | 2402 165     | Filing a brief in support of an appeal                                     |               |                 |          |
| 1403 290                  | 2403 145     | Request for oral hearing   |               |                 |          |
| 1451 1,510                | 1451 1,510   | Petition to institute a public use proceeding                              |               |                 |          |
| 1452 110                  | 2452 55      | Petition to revive - unavoidable   |               |                 |          |
| 1453 1,330                | 2453 665     | Petition to revive - unintentional   |               |                 |          |
| 1501 1,330                | 2501 665     | Utility issue fee (or reissue)   |               |                 |          |
| 1502 480                  | 2502 240     | Design issue fee   |               |                 |          |
| 1503 640                  | 2503 320     | Plant issue fee  |               |                 |          |
| 1460 130                  | 1460 130     | Petitions to the Commissioner  |               |                 |          |
| 1807 50                   | 1807 50      | Processing fee under 37 CFR 1.17(q)  |               |                 |          |
| 1806 180                  | 1806 180     | Submission of Information Disclosure Stmt                                  |               |                 |          |
| 8021 40                   | 8021 40      | Recording each patent assignment per property (times number of properties) |               |                 |          |
| 1809 770                  | 2809 385     | Filing a submission after final rejection (37 CFR 1.129(a))                |               |                 |          |
| 1810 770                  | 2810 385     | For each additional invention to be examined (37 CFR 1.129(b))             |               |                 |          |
| 1801 770                  | 2801 385     | Request for Continued Examination (RCE)                                    |               |                 |          |
| 1802 900                  | 1802 900     | Request for expedited examination of a design application                  |               |                 |          |
| Other fee (specify) _____ |              |  |               |                 |          |

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 65.00)

## SUBMITTED BY

(Complete if applicable)

|                   |                                   |                                   |        |           |              |
|-------------------|-----------------------------------|-----------------------------------|--------|-----------|--------------|
| Name (Print/Type) | Abanti Bhattacharyya Singla, Esq. | Registration No. (Attorney/Agent) | 36,681 | Telephone | 410-964-9553 |
| Signature         |                                   |                                   |        | Date      | 7-9-04       |

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